



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

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TC 1700

In re Application of: John M. Krajnik, et al.) Examiner: Judy M. Reddick
Attorney Docket No.: 97-5661) Group Art Unit: 1713
Serial No.: 09/437,171)
Filing Date: 11/09/1999)
For: WATERBORNE COATING HAVING)
IMPROVED CHEMICAL RESISTANCE)

AMENDMENT AND PETITION TO CORRECT ERROR IN INVENTORSHIP

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir/Madam:

Pursuant to the provisions of 37 CFR § 1.48, this amendment and petition is filed to correct the inventorship of the subject application.

Please add the following previously unnamed person as an inventor of the subject application: Linwood G. Koger (37 CFR § 1.48(a)(1))

Enclosed herewith is a statement from Linwood G. Koger that the error in inventorship occurred without deceptive intention on his part. (37 CFR § 1.48(a)(2))

Enclosed herewith is a declaration by Linwood G. Koger as required by 37 CFR § 1.63. (37 CFR § 1.48(a)(3))

Please charge the \$130 processing fee set forth in 37 CFR § 1.17(i) to our deposit account

No. 19-2025, (37 CFR § 1.48(a)(4))


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Assignee (The Sherwin-Williams Company) hereby assents to the addition of Linwood G. Koger as an inventor. (37 CFR § 1.48(a)(5)). The subject application has been assigned to the Sherwin-Williams Company pursuant to assignments recorded in the USPTO at Reels/Frames: 010383/0665; 010383/0717; and 010383/0719.

Respectfully submitted,

The Sherwin-Williams Company

By 
Paul R. Katterle
Reg. No. 36,563

June 3, 2002

The Sherwin-Williams Company
101 Prospect Avenue, NW
1100 Midland Bldg. - Legal Dept.
Cleveland, OH 44115-1075

(216) 566-3650



Docket No.

5661

Declaration and Power of Attorney For Patent Application

English Language Declaration

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As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled
WATERBORNE COATING HAVING IMPROVED CHEMICAL RESISTANCE

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on November 9, 1999 as United States Application No. or PCT International Application Number 09/437,171
and was amended on September 25, 2001

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

60/138,086	June 8, 1999
_____ (Application Serial No.)	_____ (Filing Date)
_____ (Application Serial No.)	_____ (Filing Date)
_____ (Application Serial No.)	_____ (Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Paul R. Katterle, Reg. No. 36,563

Robert E. McDonald, Reg. No. 29,193

Vivien Y. Tsang, Reg. No. 40,209

Send Correspondence to: **Paul R. Katterle, Esq.**
The Sherwin-Williams Company - Legal Dept.
101 Prospect Avenue, N.W.
Cleveland, Ohio 44115

Direct Telephone Calls to: *(name and telephone number)*
Paul R. Katterle (216) 566-3650

Full name of sole or first inventor	
Sole or first inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of second inventor, if any	
Second inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of third inventor, if any	
Third inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of fourth inventor, if any Linwood G. Koger	
Fourth inventor's signature <i>Linwood G. Koger</i>	Date x <i>June 3, 2002</i>
Residence South Euclid, Ohio 44118	
Citizenship USA	
Post Office Address 3860 Eastway Road	
South Euclid, Ohio 44118	

Full name of fifth inventor, if any	
Fifth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	



PATENT

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) **Examiner:** Judy M. Reddick

Attorney Docket No.: 97-5661

) Group Art Unit: 1713

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STATEMENT OF LINWOOD G. KOGER

1. I am currently a chemist for the Assignee, The Sherwin-Williams Company.
2. I hereby assert that the error in inventorship in the subject patent application, whereby I was not named as an inventor in the patent application, occurred without deceptive intention on my part.
3. I further declare that all statements made herein of my own knowledge are true and that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed:

Linwood G. Koger
Linwood G. Koger

Date: June 5, 2007